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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

THE FOOTBALL ASSOCIATION PREMIER LEAGUE LIMITED and BOURNE CO., on behalf of themselves and all others similarly situated, Plaintiffs, v. YOUTUBE, INC., YOUTUBE, LLC and GOOGLE, INC., Defendants.	07 Civ. 3582 (LLS) (related case no. 07 Civ. 2103 (LLS), the "*Viacom* action") ECF Case **Stipulation Regarding Expert Disclosure Pursuant to Section 7 of the Stipulated Pre-Trial Protective Order** Confidential – filed under seal pursuant to Stipulated Pre-Trial Protective Order

Pursuant to section 7 of the Stipulated Pre-Trial Protective Order ("Protective Order"), which addresses the disclosure of experts or other consultants retained by counsel in this action who may view information produced in this action that has been designated Highly Confidential, Defendants YouTube, Inc., YouTube LLC, and Google, Inc. ("Defendants") and Plaintiffs The Football Association premier League and Bourne Co. ("Plaintiffs") hereby stipulate and agree as follows:

1. Defendants and Plaintiffs agree that they each may restrict the other party from showing portions of documents, deposition transcripts, or other materials that each produces in this action and that contain the following information, other than information that is otherwise publicly available, to Eric M. Hoffert, a consultant disclosed by Plaintiffs, and to the experts associated with Elysium Digital, consultants disclosed by Defendants:

a) Commercially sensitive licensing information.

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2. Defendants and Plaintiffs agree that Defendants may restrict Plaintiffs from showing the portions of documents, deposition transcripts, or other materials produced in this action by Defendants that contain information about the following products (and versions of such products), other than information that is otherwise publicly available, to Eric M. Hoffert, a consultant disclosed by Plaintiffs:

a) Google Docs (which includes Google Spreadsheets, Google Presentations, Writely and Trix)
b) Google Enterprise
c) Google Apps
d) Google Calendar
e) Google Mail
f) Google Presentation
g) Google Talk
h) Google's Wiki
i) Other online applications enabling collaboration or communication among individuals or businesses.

Defendants and Plaintiffs agree that category (i) above, which refers to "Other online applications enabling collaboration or communication among individuals or businesses," does not include YouTube or Google Video applications.

3. If, in accordance with the above, a producing party wishes to restrict one of the above noted consultants from viewing portions of documents or materials that contain information in the listed categories, such restricted portions of documents or materials shall be so designated when they are produced, by page and line number. The procedure for designating deposition transcripts shall be the same as that set out in Section 6 of the Stipulated Pre-Trial Protective Order, except that, for all non-ESI related depositions, a party will have five (5) calendar days from the date of the deposition in which to indicate whether a transcript may include information in the above-listed categories, and, if a party does so indicate, fifteen (15)

calendar days from receipt of the final transcripts to restrict the specific portions of the transcript in accordance with Paragraph 1 above and ten (10) calendar days from receipt of the final transcript to restrict the specific portions of the transcript in accordance with Paragraph 2 above. The parties will use their best efforts to restrict the specific portions of the transcript within the deadline. If a party requires more than ten or fifteen days to restrict the specific portions of a deposition transcript, that party can request, in writing, additional time in which to designate the restrictions; approval of such request by the other party will not be unreasonably withheld. Any of the above-noted consultants may attend any deposition, and may be excluded from that portion of any deposition during which information in the above listed categories is discussed or disclosed, in accordance with the procedure set out at Section 6(d) of the Protective Order. Defendants and Plaintiffs will provide notice in advance of the deposition if any of the above-noted consultants will be attending a deposition.

4. If, at any time, a party objects to such a restriction in a document, deposition transcript, or other material, which objection may be on any available ground, the procedure for addressing the objection shall be the same as that set out for addressing objections to designations of documents or other materials in Section 11 of the Protective Order. The inadvertent or unintentional failure to restrict portions of documents or other material in accordance with this stipulation shall not be deemed a waiver of the producing party's right to restrict such documents or other material, and the producing party may thereafter restrict such documents or other material, in accordance with this stipulation, as appropriate. The receiving party will treat the portions of documents or other material so restricted from the time it is designated as such by the producing party. Defendants and Plaintiffs agree to designate this agreement as Confidential, pursuant to the Protective Order. The Plaintiffs further agree to

refrain from showing this agreement to Eric M. Hoffert, however Plaintiffs will inform Eric M. Hoffert that he will be restricted from viewing portions of documents or other materials that contain information about Google Apps and other online applications enabling collaboration or communication among individuals or businesses.

AGREED and STIPULATED October 9, 2007	*Attorney for YouTube, Inc., YouTube, LLC and Google, Inc.* By: ______________________ Mark S. Ouweleen Shayna S. Cook BARTLIT BECK HERMAN PALENCHAR & SCOTT LLP 54 West Hubbard Street Suite 300 Chicago, IL 60610-8174 Telephone: (312) 494-4400 Facsimile: (312) 494-4440
AGREED and STIPULATED October 10, 2007	*Attorney for Lead Plaintiffs The Football Association Premier League Limited and Bourne Co. and the Prospective Class* By: ______________________ Louis M. Solomon Noah S. Gitterman PROSKAUER ROSE LLP 1585 Broadway New York, NY 10036-8299 Telephone: (212) 969-3000 Facsimile: (212) 969-2900

SO ORDERED:

Louis L. Stanton

HONORABLE LOUIS L. STANTON, U.S.D.J.

10/11/07